RESPONSE UNDER 37 CFR 1.116
EXTEDITED PROCEDURE / 65 /

PATENT

RECEIVED CENTRAL FAX CENTER

DEC 2 2 2003

Rev 09/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application

Michael J. Evelegh

Application No.

09/830,708

Filed

April 30, 2001

Confirmation No.

3616

:

For

SPECTROPHOTOMETRIC MEASUREMENT IN COLOR-

BASED BIOCHEMICAL AND IMMUNOLOGICAL ASSAYS

Examiner

Ralph J. Gitomer

Attorney's Docket

RDMA-002XX

TC Art Unit: 1651

I hereby certify that this correspondence is being sent via facsimile to Examiner Ralph J. Gitomer, TC Art Unit 1651, Fax No. (703) 872-9306, on

Bv:

Charles 1. Gagnebin III Registration No. 25,467

Attorney for Applicant(s)

## AMENDMENT UNDER 37 C.F.R. §1.116

Via Facsimile Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the final Office Action dated August 4, 2003 (Paper No. 10), please amend the above-identified patent application as follows.

A 37 C.F.R. §1.132 Declaration of Michael J. Evelegh, Ph.D., is submitted separately herewith.

A petition for an appropriate extension of time is also submitted separately herewith.

WBINGARTEN, SCHURGIN, CACNEBIN & LEBOVICI LLP TEL. (517) 542-2290 FAK. (517) 451-0313